

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
3:18-cv-00594-FDW**

JOHN THOMAS BARNETTE,)
)
 Petitioner,)
)
vs.)
)
KENNETH BEAVER,)
)
 Respondent.)

ORDER

John Thomas Barnette, a prisoner of the State of North Carolina, has filed a pro se petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254 in this Court (Doc. No. 1), together with an application to proceed in forma pauperis (Doc. No. 2).

Barnette challenges his criminal judgment imposed in the New Hanover County Superior Court. (§ 2254 Pet. 1, Doc. No. 1.) New Hanover County is within the territorial jurisdiction of the United States District Court for the Eastern District of North Carolina. See 28 U.S.C. § 113(a). Thus, pursuant to the provisions of 28 U.S.C. § 2241(d), and in accordance with a joint order of the United States District Courts for the Eastern, Middle and Western Districts of North Carolina (Joint Order, In re: Applications for Writs of Habeas Corpus (Oct. 26, 1966)), the Court shall transfer this action to the United States District Court for the Eastern District of North Carolina, where venue is proper.

IT IS, THEREFORE, ORDERED that the Clerk of Court shall transfer this habeas action to the United States District Court for the Eastern District of North Carolina for all further proceedings. The Clerk is further directed to provide a copy of this Order to Barnette and, thereafter, to close this case.

SO ORDERED.

Signed: November 9,

A handwritten signature in cursive script, reading "Frank D. Whitney", written over a horizontal line.

Frank D. Whitney
Chief United States District Judge

